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TRANSMITTAL FORM

(to be used for all correspondence after initial filing)

Total Number of Pages in This Submission

19

Application Number

10/717,381

Filing Date

November 19, 2003

First Named Inventor

Mahishi

Art Unit

1652

Examiner Name

Pak, Yong D.

Attorney Docket Number

A33943-I (066123.0124)_

ENCLOSURES (Check all that apply)



Fee Transmittal Form



Fee Attached



Amendment/Reply



After Final



Affidavits/declaration(s)



Extension of Time Request



Express Abandonment Request



Information Disclosure Statement



Certified Copy of Priority Document(s)



Reply to Missing Parts/
Incomplete Application



Reply to Missing Parts
under 37 CFR 1.52 or 1.53



Drawing(s)



Licensing-related Papers



Petition



Petition to Convert to a
Provisional Application



Power of Attorney, Revocation



Change of Correspondence Address



Terminal Disclaimer



Request for Refund



CD, Number of CD(s) _____

☐ Landscape Table on CD

Remarks



After Allowance Communication to TC



Appeal Communication to Board
of Appeals and Interferences



Appeal Communication to TC
(Appeal Notice, Brief, Reply Brief)



Proprietary Information



Status Letter



Other Enclosure(s) (please identify
below):

Declaration of Biological Deposit and Receipt
in the Case of an Original Deposit Issued
Pursuant to Rule 7.3 & Viability Statement

SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT

Firm Name

Baker Botts LLP

Customer No.

21003

Signature

Handwritten signature of Van H. Nguyen

Printed name

Van H. Nguyen

Date

08/15/2005

Reg. No.

56,571

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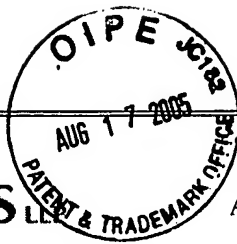
Van H. Nguyen

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BAKER BOTTS LLC

Attorney Docket Number: A33943-I (066123.0124)_

Title:

NOVEL ESCHERICHIA COLI HAVING ACCESSION NO PTA 1579 AND ITS USE TO PRODUCE
POLYHYDROXYBUTYRATE

Use Space Below for Additional Information:

A large, empty rectangular box with a thin black border, intended for providing additional information.

BUDAPEST TREATY ON THE INTERNATIONAL RECOGNITION OF
THE DEPOSIT OF MICROORGANISMS FOR THE PURPOSES OF PATENT PROCEDURE

INTERNATIONAL FORM

RECEIPT IN THE CASE OF AN ORIGINAL DEPOSIT ISSUED PURSUANT TO RULE 7.3
AND VIABILITY STATEMENT ISSUED PURSUANT TO RULE 10.2

To: (Name and Address of Depositor or Attorney)

National Chemical Laboratory
Attn: Dr. Shuban Kishen Rawal
Plant Tissue Culture Division
Pune 411008
India

Deposited on Behalf of: National Chemical Laboratory

Identification Reference by Depositor:

Streptomyces lividans harbouring plasmid pCAB218 into which an approximate 6.0 Kb EcoRI-smaI DNA fragment from *Ralstonia eutropha* H16 has been cloned: *Streptomyces lividans* CAB218.Patent Deposit Designation
PTA-1578*Escherichia coli* harbouring pGEM-3Z plasmid vector wherein a 6.0 Kb sa3AI genomic DNA fragment from *streptomyces aureofaciens* (ATCC 10762) has been cloned: *Escherichia coli* Sa240.

PTA-1579

The deposits were accompanied by: a scientific description a proposed taxonomic description indicated above. The deposits were received March 28, 2000 by this International Depository Authority and have been accepted.AT YOUR REQUEST: ☒ We will inform you of requests for the strains for 30 years.

The strains will be made available if a patent office signatory to the Budapest Treaty certifies one's right to receive, or if a U.S. Patent is issued citing the strains, and ATCC is instructed by the United States Patent & Trademark Office or the depositor to release said strains.

If the cultures should die or be destroyed during the effective term of the deposit, it shall be your responsibility to replace them with living cultures of the same.

The strains will be maintained for a period of at least 30 years from date of deposit, or five years after the most recent request for a sample, whichever is longer. The United States and many other countries are signatory to the Budapest Treaty.

The viability of the cultures cited above was tested April 17, 2000. On that date, the cultures were viable.

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Signature of person having authority to represent ATCC:

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Date: April 25, 2000

cc: